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Board of Trustees Meeting Minutes 2001-12-11

Bowling Green State University

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MINUTES
Board of Trustees
Bowling Green State University
December 11, 2001

Notice having been given in accordance with the Board of Trustees Bylaws, the following members met in the Assembly Room in McFall Center on December 11, 2001: David A. Bryan, Chair; Valerie L. Newell, Vice Chair; Leon D. Bibb; Sharon S. Cook; Edward A. Ferkany; John F. Harbal, II; Jarrod F. Hirschfeld; Michael J. Marsh; Robert Smith; Kermit Stroh; and Michael R. Wilcox.

Also present were President Sidney Ribeau; Deborah Magrum, Secretary to the Board; James Evans, 2001-02 Faculty Representative to the Board; John M. Clark, 2001-02 Administrative Staff Representative to the Board; Joe Skariah, 2001-02 Graduate Student Representative to the Board; Anne Tracy, 2001-02 Classified Staff Representative to the Board; Tom Gerrity, 2001-02 Firelands College Board Representative; J. Christopher Dalton, Senior Vice President for Finance and Administration; Linda S. Dobb, Executive Vice President; John W. Folkins, Provost and Vice President for Academic Affairs; J. Douglas Smith, Vice President for University Advancement; Edward G. Whipple, Vice President for Student Affairs; Gaylyn Finn, Treasurer; media representatives; and a number of observers.

Chair Bryan called the meeting to order at 2:00 p.m., the Board Secretary called the roll and announced that a quorum was present (9 trustees).

PRESIDENT'S REPORT

President Ribeau began his report with an announcement about Fall Commencement. The Graduate College ceremony is to be held on Friday, December 21, 2001 at 7 p.m. in 101 Olscamp Hall and Undergraduate Graduation on Saturday, December 22, 2001 at 10 a.m. in Anderson Arena.

Second, he invited all faculty, staff and students to the annual Holiday Open House from 4-6 p.m. in the McFall Gallery, on Wednesday, December 12, 2001.

In addressing the state budget situation, Dr. Ribeau commented that this past semester has been a challenging time for higher education. All of higher education was subjected to budget reductions and BGSU's share of those reductions, about 6%, turned into close to \$5 million. Despite the difficult situation and the reductions which have been absorbed, the university is still extremely productive. There continues to be active engagement in teaching, research, and creating an environment where intellectual and personal growth of students takes place. Research done by Paul Moore, and published recently in Science magazine, describes lobsters' sophisticated olfactory ability to distinguish between and respond to various odors. His research may be useful to the military in detecting underwater mines through nitrogen emissions. Dr. Ribeau explained that support should be given to universities and faculty for their research endeavors, because discovery is an accomplishment in of itself and also has the potential to have useful applications to society.

MINUTES

Motion was made by Mr. Ferkany and seconded by Mr. Marsh that the minutes of the October 5, 2001 meeting be approved as written. The motion carried.

ACADEMIC AND STUDENT AFFAIRS COMMITTEE

Mr. Wilcox reported that the committee met that morning and reviewed three action items and four report items.

Personnel Changes Since October 5, 2001 Meeting

- No. 8-2002 Mr. Wilcox moved and Mr. Stroh seconded that the Board of Trustees has reviewed and ratified the personnel changes since the October 5, 2001 meeting. The motion was approved with no negative votes. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

Proposed Charter Amendments

- No. 9-2002 Mr. Ferkany moved and Mr. Marsh seconded that approval be given to proposed amendments to the Academic Charter, Article IV.D.2.b, which clarifies election procedures for Senate officers, Article IV.F.8, which creates a new Faculty Senate Committee on Professional Affairs, and Section B-11.B, which clarifies the faculty improvement leave application process. The motion was approved with no negative votes. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

Tenure and Promotion Recommendation

- No. 10-2002 Mr. Ferkany moved and Mr. Marsh seconded that approval be given to the tenure and promotion recommendation for Dr. Terry Rentner, as submitted. The motion was approved with no negative votes. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

Committee members also extended support for the award of an honorary degree to Professor Janis Pallister and heard reports on the technology infrastructure, 2000-01 program reviews, and the Bowen-Thompson Student Union.

FINANCIAL AFFAIRS AND FACILITIES COMMITTEE

Ms. Newell reported that the committee had met that morning and reviewed six action items and a number of discussion items.

Revised University Naming Policy

- No. 11-2002 Mr. Marsh moved and Mr. Ferkany seconded that the revised University Naming Policy be approved, as outlined in the attached. The motion was approved with no negative votes. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

Proposed Real Estate Purchase

- No. 12-2002 Mr. Harbal moved and Ms. Cook seconded that

WHEREAS, John Shafer and Sheril Shafer, husband and wife, own real property located at 1372 East Wooster Street, Bowling Green, Ohio, including improvements thereon ("1372 East Wooster Street Property"); and

WHEREAS, the 1372 East Wooster Street Property abuts University property across East Wooster Street; and

WHEREAS, the 1372 East Wooster Street Property was determined by an independent appraisal to have a value in excess of \$141,000 in October, 2001; and

WHEREAS, the appropriate University officers have determined that it is in the best interests of the University to acquire the 1372 East Wooster Street property;

NOW, THEREFORE, BE IT RESOLVED, that the University's entering into a real estate purchase agreement with John Shafer and Sheril Shafer, pursuant to which the University shall purchase the 1372 East Wooster Street Property for the sum of \$141,000, is hereby ratified, confirmed and approved; and

BE IT FURTHER RESOLVED, that the President and the Senior Vice President for Finance and Administration, or either of them, be, and hereby are, authorized and directed to execute and deliver a real estate purchase agreement and such other documents and instruments as are described in the real estate purchase agreement or otherwise deemed necessary to carry out the transactions contemplated therein, in such form as he shall deem necessary or appropriate, and his execution thereof shall be conclusive evidence of his satisfaction therewith, and shall be binding on the University; to perform all acts and to execute and to deliver all instruments that may be required to carry out the purpose of these Resolutions; and to perform on behalf of the University, or cause to be performed on behalf of the University, all of the University's obligations under such documents and instruments; and

BE IT FURTHER RESOLVED, that the President and the Senior Vice President for Finance and Administration, or either of them, or their designees, be, and hereby are, authorized and directed to apply, pursuant to Ohio Revised Code §3333.071, to the Ohio Board of Regents and Ohio Controlling Board for approval of the transaction described above.

The Board Secretary conducted a roll call vote with the following results: Voting "yes" – Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Ms. Newell, Mr. Stroh and Mr. Wilcox. Mr. Marsh abstained due to a conflict of interest. The motion was approved with eight affirmative votes.

Grant of Limited Authority to Purchase Property

No. 13-2002 Ms. Newell moved and Mr. Marsh seconded that

- WHEREAS, Bowling Green State University is experiencing appropriate and natural growth in its educational and auxiliary programming and services; and
- WHEREAS, in order to facilitate and accommodate this growth, the University may need to develop and acquire additional land, improvements and facilities; and
- WHEREAS, land, improvements and facilities near the University's campus which would be useful or desirable in fulfilling these needs for additional capacity become available for purchase from time to time; and
- WHEREAS, it is desirable that the University have in place a procedure which permits senior University officials to acquire such real property on behalf of the University within short timeframes which do not permit specific review and approval by the Board of Trustees at their regularly scheduled meeting times; and
- WHEREAS, the area near the University's Bowling Green, Ohio campus within which it is desirable to authorize senior University officials to acquire such real property on behalf of the University is bounded by real property fronting on the following streets: commencing at the intersection of East Wooster Street and South Mercer Road, south on South Mercer Road to its terminus, west to the terminus

of Scott Hamilton Drive, continuing west to the intersection of Scott Hamilton Drive and Manville Street, north to Clough Street, west to Summit Street, north to Frazee Avenue, east to Thurstin Street, south to East Wooster Street, and east to South Mercer Road ("Target Area").

WHEREAS, the Trustees have determined that, subject to certain conditions, it is in the best interests of the University to authorize the President to acquire real estate in the Target Area on behalf of the University without additional authorization of the full Board of Trustees;

NOW, THEREFORE, BE IT RESOLVED, that the University, acting by and through its President be, and hereby is, authorized to acquire any parcel or parcels of real property within the Target Area through June 30, 2003, subject to the following conditions:

1. The aggregate purchase price for all parcels purchased under this grant of authority shall not exceed \$750,000.
2. The purchase price to be paid in each acquisition transaction authorized hereby shall be supported by a written appraisal report prepared by an independent appraiser, and the purchase price for each transaction authorized hereby shall not exceed the fair market value as determined by such independent appraiser by more than ten percent (10%).
3. For purposes of computing the purchase price of a particular acquisition, and for computing the aggregate purchase price for all acquisitions made pursuant to this grant of authority, the purchase price shall not include closing and related costs, prorations, or any other charges.

BE IT FURTHER RESOLVED, that in order to carry out the foregoing Resolution, the President and the Senior Vice President for Finance and Administration, or either of them, be, and hereby are, authorized and directed to execute and deliver such real estate purchase agreements and such other documents and instruments as are described in such real estate purchase agreements or otherwise deemed necessary to carry out the transactions contemplated therein, in such form as he shall deem necessary or appropriate, and his execution thereof shall be conclusive evidence of his satisfaction therewith, and shall be binding on the University; to perform all acts and to execute and to deliver all instruments that may be required to carry out the purpose of these Resolutions; and to perform on behalf of the University, or cause to be performed on behalf of the University, all of the University's obligations under such documents and instruments; and

BE IT FURTHER RESOLVED, that the President and the Senior Vice President for Finance and Administration, or either of them, or their designees, be, and hereby are, authorized and directed to apply, pursuant to Ohio Revised Code §3333.071, to the Ohio Board of Regents and Ohio Controlling Board for approval of the transactions described above.

The Board Secretary conducted a roll call vote with the following results: Voting "yes" – Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Mr. Marsh, Ms. Newell, Mr. Stroh and Mr. Wilcox. The motion was approved with nine affirmative votes.

Revised 2001-02 Budgets for the Bowen-Thompson Student Union, Dining Services, Bookstore, and Peregrine Shop.

No. 14-2002 Mr. Marsh moved and Mr. Wilcox seconded that approval be given to the Revised 2001-02 Bowen-Thompson Student Union, Dining Services, Bookstore, and Peregrine Shop Budgets, as attached; and that the President, or his designee, is authorized to effect interfund transfers as determined appropriate within the approved budget lines for the respective budgets. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

The Board Secretary conducted a roll call vote with the following results: Voting "yes" - Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Mr. Marsh, Ms. Newell, Mr. Stroh and Mr. Wilcox. The motion was approved with nine affirmative votes.

Proposed Local Funding for Bowen-Thompson Student Union

No. 15-2002 Ms. Newell moved and Mr. Marsh seconded that approval be given to utilize \$4.5 million in the auxiliary reserve balances for the University Bookstore, University Dining Services, and University Printing to cover a portion of the costs of the renovation and expansion of the Bowen-Thompson Student Union, as outlined in the attached. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

The Board Secretary conducted a roll call vote with the following results: Voting "yes" - Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Mr. Marsh, Ms. Newell, Mr. Stroh and Mr. Wilcox. The motion was approved with nine affirmative votes.

Proposed 2002-2003 Auxiliary Improvement Projects

No. 16-2002 Ms. Newell moved and Mr. Marsh seconded that approval be given to the allocation of funds for 2002-2003 Auxiliary Improvement Projects totaling \$2,965,195, as per the attached listing. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

The Board Secretary conducted a roll call vote with the following results: Voting "yes" - Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Mr. Marsh, Ms. Newell, Mr. Stroh and Mr. Wilcox. The motion was approved with nine affirmative votes.

Ms. Newell announced that the committee reviewed several discussion items including a facility audit, Status of Capital Improvements Report, a state budget update, new accounting standards and the first-quarter budget report.

OTHER ITEMS

Sponsored Grants and Contracts Awarded: September and October 2001

No. 17-2002 Mr. Marsh moved and Ms. Cook seconded that grants and/or contracts in the amount of \$5,454,798.00 for the months of September and October 2001, be accepted and expenditures applicable thereto in that amount be authorized. The motion was approved with no negative votes. (See complete Board Book of December 11, 2001, on file in Jerome Library.)

	<u>Total for Period</u>	<u>Fiscal Year to Date</u>
September	\$3,114,268.00	\$10,789,333.00
October	2,340,530.00	13,129,863.00

REPORTS-CONSTITUENT REPRESENTATIVES

Graduate Student Representative – Joe Skariah

Mr. Skariah began by stating that this has been an incredible semester for graduate students. Three main issues that have come to Graduate Student Senate this semester are: (1) library hours which graduate students do not feel are conducive to graduate education, especially international students, (2) a graduate assistant handbook which Graduate Student Senate is currently working on with the Graduate College, and (3) the 12 credit hour requirement for graduate assistants.

Firelands College Board Representative – Tom Gerrity

Mr. Gerrity introduced Jennifer Washington, Vice President of the Firelands Advisory Board. Mr. Gerrity then reported that even with the largest head count in history which is 1,537, Firelands continues to work on increasing enrollment through active recruitment and retention efforts. In preparation of the opening of the Cedar Point Center, scheduled for March 2003, analysis of work with business and industry in the Firelands area is being undertaken. The Firelands Office of Educational Outreach continues to work with businesses/industries to offer specialized training.

Mr. Gerrity informed the Board of several accreditations. The respiratory care program has just received continued accreditation at its highest level possible. The health information technology program has received their new accreditation with an excellent rating. The Lorain Community College nursing program housed at Firelands has received an excellent rating.

In the area of community service, the annual Beggars Banquet was held on November 14, 2001. Faculty, staff and students served over 230 meals to members of the Firelands community, and in return received over 500 cans or packages of different types of food for the needy and homeless.

Mr. Garriety also announced that Firelands has a holiday jam sponsored with local radio station WCPZ scheduled for December 16 at 6:30 p.m. at the McBride Auditorium. Faculty, staff and students plan to come together with entertainment from local music groups to collect food for food banks and pantries.

Mr. Gerrity concluded by mentioning two upcoming theatre events that are scheduled for early 2002: "Golliwhoppers", a Caryl Crane Children's Theatre musical will be performed from March 7 – March 10, 2002, and Laramie Project on April 25-28.

Administrative Staff Representative – John Clark

Dr. Clark began by thanking President Ribeau and Executive Vice President Dobb for their visit to a recent Administrative Staff Council meeting. Dr. Clark added that President Ribeau talked extensively with ASC about the economic outlook and University planning. Dr. Dobb discussed the health plan open enrollment, employee wellness, and a number of other issues.

Dr. Clark highlighted the progress ASC has made on a number of initiatives all aimed at enhancing equity, morale and the quality of operations at BGSU: (1) ASC, Human Resources, and other constituent groups have presented progress reports on efforts to revise the FMLA and other employee leave policies. (2) ASC's Personnel Welfare Committee along with Human Resources is revising the Non-Compensation Conciliation Policy statement for administrative employees. A draft of this document is expected to be ready for review and approval in the Spring 2002 term. (3) ASC leaders look forward to continuing to work with Human Resources and the President's Compensation Committee to establish effective long-term compensation procedures for administrative staff.

Dr. Clark concluded by outlining the following new initiatives: (1) participate in a collaborate effort to draft a University Policy on Violence, (2) along with Human Resources, revise statements in the Administrative Staff Handbook, and (3) in conjunction with Faculty Senate and Classified Staff Council, work toward the

creation of a central email list and establishment of reciprocal representation among ASC, CSC, and Faculty Senate.

Classified Staff Representative – Anne Tracy

Ms. Tracy began by highlighting some recent activities of Classified Staff Council. On November 17, classified staff employees participated in the Bowling Green Holiday Parade. Over 500 lbs. of candy was collected through employee donations and distributed along the parade route.

Ms. Tracy commented that classified staff have been supportive of the changes to health care benefits and are grateful to Rebecca Ferguson and Donna Wittwer, Human Resources, for the abundance of communication available to staff while the needed changes were identified as well as for scheduling the numerous informational sessions during November.

Ms. Tracy provided an update on CSC's goals for the year. To improve communication between Classified Staff Council and classified employees, the first edition of "CSC News – Back to Paper", a bi-annual newsletter, was published in mid-November. CSC received positive feedback from staff, and plan to issue volume 2 during the spring semester. Ms. Tracy stated that CSC is grateful to Executive Linda Dobb who is facilitating access to the appropriate technology for all classified staff to improve communication. The Grounds Department and Post Office employees are enjoying newer, faster workstations and there are other areas in cue for upgrades and additional terminals. Ms. Tracy reported that the review of the Classified Staff Merit Based Compensation Plan is underway. In a 1999 survey, classified staff indicated that merit should remain a component of compensation, and that if total compensation is 3% or less, there should not be a merit component. The merit review committee will address both of those issues in addition to several others in a new survey that will be administered in the near future.

Ms. Tracy thanked the Board and on behalf of all classified staff employees wished everyone a happy, healthy holiday season.

Faculty Representative – James Evans

Dr. Evans summarized a few recent activities of Faculty Senate. First, Faculty Senate completed work on three charter amendments, which the Board approved today. At a recent meeting, Senator Gardner addressed the faculty about the state budget crisis and some of the underlying causes for the problem. An invitation has been extended to OBOR Chancellor Rod Chu to visit the Faculty Senate this spring and discuss budget issues. Dr. Evans is also making efforts to bring in Congresswoman Marcy Kaptur to discuss pending changes in federal legislation that would impact the recruiting and enrollment of international students and the hiring of international faculty.

In addition to charter amendments, the second major role that Faculty Senate plays is to facilitate discussion on significant issues. Earlier this fall, Faculty Senate had presentations on long distance learning, changes in health care insurance, and issues of importance for mid-career faculty (post-tenure faculty). Most recently Faculty Senate sponsored a panel discussion about the proposed vision and values program. A panel was assembled of representatives from the University Committee on Vision and Values, the Committee on Academic Affairs, Faculty Senate Budget Committee, and Undergraduate Student Government. Four questions were asked of the panelists. The first two questions were about the purpose of the vision and values program and its resource implications. The discussion revealed that many critical aspects of the vision and values program are still evolving, and it is difficult at this time to calculate the implications for resources such as faculty/staff salaries, classroom space, and student support services. Dr. Evans added that the faculty does have many concerns about the magnitude of this program and the implications for resources particularly given the state budget situation. The third question concerned how the program would be approved and implemented. Although there are still questions about this, the faculty made it clear that the academic portions of this proposed program require faculty approval. In fact, the Senate has charter responsibilities in this regard. Finally, the vision and values program would significantly add to the responsibilities of students by adding expectations for participation in service learning projects, campus organizations, junior year bridge experiences and so forth. The faculty wanted to

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know about the practical consequences for students if they fail to achieve these new expectations. It was interesting to hear for the first time that student participation in the program would be entirely voluntary.

Looking ahead to the spring, Dr. Evans explained that he anticipates the Senate will continue to work on compensation and merit issues and, with other constituency groups, recommend minor changes to the prescription drug registry in the new health care insurance program, and to develop a logical user policy for the respective electronic listservers.

EXECUTIVE SESSION

Chair Bryan announced that in keeping with the provisions of the State's "Sunshine Law" and Amended Section 121.22 of the Revised Code, he proposed that Board members meet in an executive session to consider a public employee compensation matter. He requested that members meet in executive session in the Chart Room with the session expected to last approximately 30 minutes in length.

No. 18-2002 Mr. Wilcox moved and Ms. Newell seconded that members of the Board of Trustees meet in executive session to consider a public employee compensation matter.

The Board Secretary conducted a roll call vote with the following results: Voting "yes" – Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Mr. Marsh, Ms. Newell, Mr. Stroh and Mr. Wilcox. The motion was approved with nine affirmative votes.

The regular meeting recessed at 2:45 p.m., and the Board members moved to the Chart Room for executive session.

Chair Bryan reconvened the regular meeting at 3:15 p.m. and announced that Board members had met in executive session for 30 minutes for the purpose of considering public employee compensation and no formal action was taken during this time.

No. 19-2002 Mr. Bryan moved and Mr. Wilcox seconded that the salary of Sidney A. Ribeau be increased to \$270,000 effective January 1, 2002.

Mr. Bryan commented that when the Presidential Search Committee did an evaluation of this university in 1994, they found that the most important trait needed in a president at BGSU is the ability to bring it together and make it a team. Dr. Ribeau has accomplished this goal. He completed a yearlong investigation of what our mission should be – become the premier learning community in the state of Ohio. We are well on our way, if we have not already achieved it. Enrollment has increased, the development area is functioning well, the program review process is in place, and goals and objectives have been achieved or are well on their way to being achieved. For that reason, I am making this motion and believe that his compensation should reflect his achievements.

The Board Secretary conducted a roll call vote with the following results: Voting "yes" – Mr. Bibb, Mr. Bryan, Ms. Cook, Mr. Ferkany, Mr. Harbal, Mr. Marsh, Ms. Newell, Mr. Stroh and Mr. Wilcox. The motion was approved with nine affirmative votes.

ADJOURNMENT

The meeting was adjourned at 3:25 p.m.